

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – FINANCE DEPARTMENT – Allegation of corruption of demand and acceptance of bribe by Sri Polukonda Samba Siva Rao, Sub Treasury Officer, Office of the Divisional Sub Treasury, Vijayawada (West) – Trapped on 17.11.2012 – Sanction for Prosecution – Accorded – Orders Issued.

FINANCE (ADMN.I) DEPARTMENT

G.O.Ms.No.178

Dated. 21-08-2014

Read the

following:

Ref:- 1) RC.No.128/RCT-VKI/2012-S.9 dated: 09-04-2014

ORDER

WHEREAS, Sri Polukonda Samba Siva Rao, s/o Basavaiah, worked as Sub Treasury Officer, Divisional Sub Treasury, Vijayawada (West) from 02.08.2011 to 17.11.2012 and by virtue of the post held by him, he falls under the category of a Public Servant as defined under section 2 (c) of P.C. Act, 1988 (Central Act 49 of 1988).

2. AND WHEREAS, Smt. Rayudu Jyothi, w/o M. Sai Babu, aged 57 years, R/o near I.T.I. Bus Stop, Ramesh Hospital Road, Vijayawada-8 and working as Women Sub Inspector of Police, Police Control Room, Vijayawada.

3. AND WHEREAS, it is alleged that Smt. Rayudu Jyothi is a resident of Vijayawada and has been working as Women Sub-Inspector of Police, Police Control Room, Vijayawada. While working as Sub-Inspector in Women Police Station, Vijayawada in 1999, she involved in lockup death case and the Court imposed imprisonment against her. She was dismissed from service in the year 2007. She preferred an appeal in the Hon'ble High Court and the Court dismissed her appeal. Again she resumed in the service in July, 2012 as per the orders of the Hon'ble High Court. In the 1st week of November, 2012, her salary arrears bill was prepared in the office of the Commissioner of Police, Vijayawada and same was forwarded to the Treasury Office, Vijayawada. Then she went to the DTO office, Vijayawada on 16.11.2012 at 12 noon and met Sri P.Sambasiva Rao, STO who demanded bribe of Rs.20,000/- i.e. 5% on salary arrears bill amount of Rs.4 lakhs. When she expressed her inability to pay the bribe amount,

Sri P.Sambasiva Rao produced her before Sri Bura Sree Rama Krishna, DTO. Sri Bura Sree Rama Krishna, DTO also demanded Rs.20,000/- bribe to pass her salary arrears bill. Again she expressed her inability, Sri Bura Sree Rama Krishna, DTO reduced the bribe amount from Rs.20,000/- to Rs.10,000/- and also instructed to pay the bribe amount on 17.11.2012 either to Sri P.Sambasiva Rao, STO or any other person whom he directs to receive bribe. Smt. Rayudu Jyothi was unwilling to pay the bribe amount to the DTO Sri Bura Sree Rama Krishna and STO P.Sambasiva Rao in this regard, hence she approached the Deputy Superintendent of Police, Anti-corruption Bureau, Vijayawada Range and submitted a report for taking necessary action.

4. AND WHEREAS, a case in Cr.No.11/RCT-ACB-VJA/2012 U/s 7 of the Prevention of Corruption Act, 1988 was registered by DSP, ACB, Vijayawada Range on 17.11.2012 at 11.30 hrs, after due verification and obtaining permission from the Director General, ACB, Anti-Corruption Bureau, Andhra Pradesh, Hyderabad.

5. AND WHEREAS, after completion of the Mediators' Report-I, on 17.11.2012 the trap party, consisting of DSP, ACB, Vijayawada Range along with Smt. Rayudu Jyothi, Mediators, Inspectors and other members of the trap party left the office of DSP, ACB, Vijayawada and reached the vicinity of the office of DTO, Vijayawada West where Sri Bura Sree Rama Krishna, DTO,

Sri P.Sambasiva Rao, STO and Sri B.Srinivasa Rao, Junior Accountant were successfully trapped. When Smt. Rayudu Jyothi met Sri P.Sambasiva Rao, STO at his office room, he directed her to approach the District Treasury Officer, Sri B. Sree Rama Krrishna and hand over the bribe amount to him. The sodium carbonate solution test conducted on both hand fingers of the DTO Bura Sree Rama Krishna and Junior Accountant B. Srinivasa Rao and proved positive. Then the DSP asked the DTO Bura Sree Rama Krishna to produce the tainted amount that was received from Smt. Rayudu Jyothi. On that DTO Bura Sree Rama Krishna replied that the amount which was received from Smt. Rayudu Jyothi was with the Jr. Accountant B. Srinivasa Rao. The DSP asked Jr. Accountant, B. Srinivasa Rao to produce the tainted amount, he produced bunch of currency notes from his right side pant pocket and the sodium carbonate test on the inner lining of right side pant pocket also proved positive. As per the instructions of DSP one of the mediators Banavathu Bala Venkateswara Rao took the tainted amount and compared the same with numbers mentioned in pre-trap proceedings found tallied. The DSP seized the tainted amount of Rs.10,000/- and connected records i.e. 20 sheets of the Treasury bills etc., for the purpose of further investigation.

6. AND WHEREAS, the said acts of by Sri P. Sambasiva Rao, STO, formerly worked as Sub Treasury Officer, Divisional Sub Treasury, Vijayawada (West) constitute offences punishable under sections 7 & 13(2) read with 13(1)(d) of Prevention of Corruption Act, 1988 and Sec.34 IPC.

7. AND WHEREAS, the Government of Andhra Pradesh being competent authority to remove Sri P.Sambasiva Rao, STO, formerly worked as Sub Treasury Officer, Divisional Sub Treasury, Vijayawada (West) from service after fully and carefully examining the material (i.e. FIR mediator namas, Statement of witnesses, copies of seized records and final report along with the explanation of Sri P.Sambasiva Rao, STO) placed before them in respect of the aforesaid acts and the circumstances of the case consider that Sri P.Sambasiva Rao, STO, formerly worked as Sub Treasury Officer, Divisional Sub Treasury, Vijayawada (West) should be prosecuted in a court of Law.

8. NOW THEREFORE, in exercise of the powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and section 197 of Code of Criminal Procedure, 1973, the Government of Andhra Pradesh hereby accord sanction for the prosecution of the above said Sri P.Sambasiva Rao, Sub Treasury Officer, Vijayawada (West) for the offences punishable under section 7 and sub section (2) of section (13) read with clause (d) of sub-section (1) of Section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) Sec.34 IPC and for any other cognate offences punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**L.PREMACHANDRA REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (FP) (FAC)**

To
The Director General, Anti-Corruption Bureau, Andhra Pradesh,
Hyderabad.